



DEPARTMENT OF THE NAVY
CHIEF OF NAVAL EDUCATION AND TRAINING
250 DALLAS ST
PENSACOLA FLORIDA 32508-5220

CH-1 of 31 Jul 01

CNETINST 5090.5
OS44
24 Feb 1999

CNET INSTRUCTION 5090.5

Subj: PROCEDURES FOR IMPLEMENTING THE NATIONAL ENVIRONMENTAL
POLICY ACT (NEPA)

Ref: (a) 32 CFR 775
(b) OPNAVINST 5090.1B
(c) CNO N45 ltr 5090 Ser N45J/5U598163 of 16 Jun 95
(NOTAL)
(d) CNO N45 ltr 5090 Ser N456/8U595188 of 9 Mar 98 (NOTAL)

Encl: (1) Example NEPA Notification Letter

1. Purpose. To identify procedures for project review compliance under NEPA. This instruction outlines the responsibilities and requirements for compliance with NEPA within Naval Education and Training Command (NAVEDTRACOM).

2. Background. NEPA requires a determination of environmental impact whenever a Federal action is proposed. References (a) through (c) outline the responsibilities and requirements for compliance with NEPA within the Navy. Reference (d) describes a modification to the implementation guidelines provided in reference (b), effective 1 July 1998.

3. Action

a. Commanding Officers

(1) Follow references (a) through (d) for compliance with NEPA.

(2) Submit initial notification of Environmental Assessment (EA) and Environmental Impact Statement (EIS) proposed action (enclosure (1)) to Chief of Naval Operations (CNO) (N45) via Chief of Naval Education and Training (CNET) for all CNET activities.

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(3) When an EIS determination is made, forward to Assistant Secretary of the Navy (ASN) (I&E) via CNO (N45) a description of the proposed action, purpose and need, alternatives slated for consideration, and the criteria used to select

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alternatives. Copies of the proposed action shall also be forwarded to CNET. An example NEPA notification letter is provided as enclosure (1). Please note that the NEPA notification is a Navy internal planning document and as such is "For Official Use Only".

(4) Submit all EAs to CNET for review and Findings of No Significant Impact (FONSI) approval.

(5) Retain documentation support for all project reviews that result in a categorical exclusion finding. Documentation shall contain the signature of the commanding officer or his/her designee.

(6) Forward a copy of all signed categorical exclusion project reviews and annually submit a list of all categorical exclusion project reviews completed to CNET.

b. Regional Environmental Coordinators

(1) Review and forward NEPA notifications to the Area Environmental Coordinator (AEC) for all actions.

(2) Prepare and forward a quarterly NEPA notification report of all actions occurring within their Area of Responsibility (AOR) to the AEC.

(3) Review NEPA documents for potential regional issues, and ensure consistency with regional policies.

c. CNET

(1) Assist in the preparation of EISs and EAs.

(2) Review all EAs and determine environmental impact status. For EAs that are determined to have FONSI, CNET will provide approval authority for all CNET activities. For EAs that are determined to have significant impact, CNET will notify the commanding officer of the requirement to proceed under the EIS procedures outlined in reference (b). For EAs that involve effects of national concern, have actions closely similar to conditions that normally require the preparation of an EIS, or are matters without precedent, CNET shall forward the EA to CNO (N45) for final review and preparation of a FONSI in coordination with ASN (I&E).

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(3) Within 2 days of approval of a FONSI, CNET shall forward a copy to CNO (N45).

(4) Notify the commanding officer to complete public notification upon approval of a FONSI.

(5) Develop internal review and briefing procedures that ensure an interdisciplinary approach.

(6) Notify and, as appropriate, make recommendations to CNO.

/s/

F. M. DIRREN, JR.

Acting

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Distribution (CNETINST 5218.2D):

List I (1, 2-4, 8, 20, 33)

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CNET

250 DALLAS ST

PENSACOLA FL 32508-5220

EXAMPLE NEPA NOTIFICATION LETTER

5090
Ser
(date)

From: (Action Proponent/Commanding Officer)
To: Chief of Naval Education and Training (OS44)
Via: (1) (chain of command)
(2) (Regional Environmental Coordinator)

Subj: NATIONAL ENVIRONMENTAL POLICY ACT (NEPA) DOCUMENTATION
NOTIFICATION FOR (PROPOSED ACTION)

Ref: (a) CNO ltr 5090 Ser N456/8U595188 of 9 Mar 98

1. Per reference (a), we are notifying you of our intent to initiate NEPA documentation in the form of an Environmental Assessment (EA) or Environmental Impact Statement (EIS). An EA/EIS is considered the appropriate document because (provide justification IAW OPNAVINST 5090.1B).

(Paragraphs 2 through 7 are only required for EIS notifications.)

2. The Proposed Action is to: (Succinctly describe the action in quantitative detail using active verbs such as: clear X acres; dredge Y cubic yards; and construct a pier (a ft. long by b ft. wide) Z sq. ft.; etc.)

3. The purpose and need for the project is: (Clearly articulate the reason for the proposal. The "need" should state the requirement, i.e., concentrate on stating the goal rather than the means to the goal. For example, "Purpose - Provide additional training area. Need - Decision to consolidate training operations requires additional range space.")

4. The "Alternatives" to be considered include:
a.
b.
c.
zz. No Action

(The alternatives assist in clearly defining the relevant environmental issues. All reasonable alternatives and the "no action" alternative must be included. Reasonable alternatives are those that meet the "need" as articulated in the Purpose and Need Section.)

Enclosure (1)

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5. The criteria used to select the alternatives consisted of:
- a.
 - b.
 - c.
 - zz.

6. Potentially significant "environmental issues" concerning the proposal are: (This paragraph should be used to highlight any known environmentally controversial areas such as wetlands, endangered species, high noise levels, etc.)

7. Potentially significant public interest issues concerning the proposal are: (This paragraph should be used to highlight any known public interest areas such as land acquisition, encroachment, etc.)

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8. Our POC is: (The action proponent point of contact, phone numbers, FAX, and email address.)

(CO signature)

Copy to:
(as appropriate)